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PATENT

Appl. No. 10/606,719 Atty. Docket No. 55061-41077

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATE OF EXPRESS MAILING

I certify that the documents referred to as enclosed herein are being deposited on October 1, 2007, with the U.S. Postal Service as First Class Mail under 37 C.F.R. 1.8 and are addressed to Mail Stop Preliminary Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Kenneth Solomon, Reg. No. 31,427

In re application of:

Sanyal, Anupam

Serial No.: 10/606, 179

Filed: June 26, 2003

For: INHIBITION OF REFLECTIVE ASH BUILD-UP IN COAL-FIRED

FURNACES

Examiner: Toomer, Cephia D.

Group Art Unit: 1714

Confirmation No. 5796

Customer No. 021888

RESPONSE

The following remarks are made in response to the Office Action dated May 31, 2007.

REMARKS

Reconsideration is respectfully requested of the rejections of claims 1-6, 9-10 and 16-21 as being anticipated under 35 U.S.C. §102(e), and claims 7-8 as being obvious, over U.S. patent 6,729,248, to Johnson et al. In relevant part, 35 U.S.C. §102(e) bars patentability for inventions described in "a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent."

The Johnson et al. patent issued in 2004 from application serial number 09/893,079, filed on June 26, 2001. That application claims priority to a provisional patent application filed on June 26, 2000, but a copy of the provisional application was not included with the Office Action. Applicant has obtained a copy of the Johnson et al. provisional application from

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